



500.38984RC1

IPW

Applicants: AOYAMA et al

Serial No.: 10/602,657

Filed: June 25, 2003

For: Rotating Electric Machine

Art Unit: 2834

Examiner: K. Addison

**RESPONSE**

Mail Stop: Response (No Fee)  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

February 8, 2005

Sir:

The following remarks are respectfully submitted in connection with the above-identified application, in response to the Office Action dated November 9, 2004.

Submitted herewith is a supplemental declaration for a reissue patent application executed by the inventors which includes a statement that every error in the patent which was corrected in the present reissue application and which is not covered by the prior oath(s) and/or declaration(s) submitted in this application arose without any deceptive intention on the part of the applicant. Therefore, applicants submit such that the rejection of claims 14 and 15 as being based upon a defective reissue oath/declaration should now be overcome.

Since the rejection of claims 14 - 15 is only based upon a defective reissue oath and/or declaration which should be overcome by the submission herewith of the

supplemental declaration, applicants submit that claims 14 and 15 should now be in condition for allowance.

Applicants further note that the original letters patent has been surrendered in connection with parent application Serial Number 10/245,396 on July 1, 2004.

Accordingly, applicants request issuance of a notice of allowance.

Applicants note that of the foreign patent documents listed in the PTO-892 (Notice of References Cited) accompanying the office action of November 9, 2004, document "N" (listed as jp101623344) does not appear to be a correct citation and applicants are unaware of the correct citation. As to document "Q" (jp200308293), this citation also appears to be incorrect, and applicants suggest that the correct citation may be jp 2000-308293. It is requested that the Examiner clarify the citations for the record.

In view of the submission of the supplemental declaration, applicants request issuance of the notice of allowance.

To the extent necessary, applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (Case: 500.38984RC1), and please credit any excess fees to such deposit account.

Respectfully submitted,

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